

Message Text

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FM SECSTATE WASHDC

TO AMEMBASSY BONN PRIORITY

INFO USMISSION USBERLIN

AMEMBASSY BERLIN

AMEMBASSY LONDON

AMEMBASSY PARIS

AMEMBASSY MOSCOW

AMCONSUL MUNICH

C O N F I D E N T I A L STATE 069941

E.O. 11652: GDS

TAGS:ETEL, GW, WB, US

SUBJECT:OCTOBER ITU REGIONAL CONFERENCE: BERLIN ASPECTS

REF: (A) BONN 4413 (B) BONN 3809

, EMBASSY IS AUTHORIZED TO INFORM FRG IN BONN GROUP OF
TRIPARTITE CONSENSUS PER PARA 1 REFTEL (A) AND TO DEVELOP
TRIPARTITE DRAFT OF QUALIFIED FORMAL MANDATE ALONG LINES
REFTELS (A) AND (B).

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2. FORMAL TRIPARTITE MANDATE IN OUR VIEW SHOULD BE CONCISE, STATING SIMPLY THAT FRG HAS BEEN AUTHORIZED BY WESTERN ALLIES TO REPRESENT THEIR BERLIN BROADCASTING INTERESTS AT CONFERENCE AND THAT THIS REPRESENTATION IS IN FULL ACCORDANCE WITH QA AND WITH RECOGNIZED PROCEDURES. ALLIED KOMMANDATURA'S 1968 AUTHORIZATION FOR FRG TO REPRESENT WSB IN ITU PURSUANT TO MONTREUX CONVENTION WAS LIMITED BY A RESERVATION OF ALLIED RIGHTS AND RESPONSIBILITIES, INCLUDING THE EXPLICIT RESERVATION IN BK/L(57)30 THAT THE KOMMANDATURA "REMAINS ULTIMATELY RESPONSIBLE FOR THE ALLOCATION OF RADIO FREQUENCIES IN BERLIN . . ." DECISIONS TAKEN BY OCTOBER CONFERENCE CONCERNING BERLIN FREQUENCIES THEREFORE CAN BE ACCEPTED BY FRG ONLY AD REFERENDUM TO THE KOMMANDATURA, WHICH WILL REVIEW THE DECISIONS TO ENSURE, INTER ALIA, THAT MATTERS OF SECURITY AND STATUS ARE NOT AFFECTED.

3. DEPARTMENT CONSIDERS THAT FORMAL TRIPARTITE MANDATE SHOULD BE HELD IN RESERVE BY FRG AT CONFERENCE FOR USE ONLY IF AND WHEN REQUIRED. TIMING OF FRG ACTION SHOULD BE BASED ON COURSE OF CONFERENCE AND CONSULTATION WITH ALLIED REPRESENTATIVES. (FYI: ALTHOUGH FORM OF US PRESENCE NOT YET DETERMINED, WE ARE LEANING TOWARD SMALL UNOFFICIAL TEAM COMPETENT IN BOTH TECHNICAL AND POLITICAL AREAS. END FYI). IF FRG DELEGATION IS NOT SUBJECTED TO STRONG EASTERN CHALLENGE, THERE WOULD APPEAR TO BE NO NEED FOR FRG TO PRESENT MANDATE. IT WOULD SUFFICE IN SUCH CASE FOR FRG TO MAKE PROCEDURAL NOTE, PERHAPS AT CONCLUSION OF CONFERENCE, THAT DECISIONS AFFECTING BERLIN MUST BE SUBMITTED TO KOMMANDATURA FOR REVIEW. WORDING OF THIS CAVEAT COULD BE ALONG LINES SUGGESTED IN USBER 1669 OF 9/21/74.

4. IF FRG DELEGATION SUBJECTED TO STRONG EASTERN CHALLENGE OVER RIGHT TO REPRESENT BERLIN BROADCASTING INTERESTS, WE WOULD RECOMMEND THAT THE FRG NOTE IT HAS ALLIED MANDATE TO THE CONFERENCE, WITH SUPPORT AS REQUIRED FROM THE UK AND FRANCE. THE CAVEAT AS TO KOMMANDATURA REVIEW OF CONFERENCE DECISIONS AFFECTING BERLIN COULD BE PRESENTED SIMULTANEOUSLY IF CONSIDERED CONFIDENTIAL

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APPROPRIATE BY ALLIED DELEGATIONS. WE DO NOT PROPOSE, HOWEVER, THAT THE MANDATE ITSELF INCLUDE SUCH A CAVEAT, AS THE RESERVATION OF ULTIMATE ALLIED RESPONSIBILITY WAS CLEARLY LAID OUT IN THE KOMMANDATURA'S AUTHORIZATION FOR THE FRG TO REPRESENT BERLIN INTERESTS IN THE ITU AND IS UNDOUBTEDLY WELL KNOWN TO EUROPEAN STATES PARTICIPATING IN CONFERENCE. THE BRITISH AND FRENCH DELEGATIONS COULD SUPPORT FRG PRESENTATION OF BERLIN MANDATE BY AFFIRMING

THAT (A) KOMMANDATURA HAD APPROVED FRG REPRESENTATION OF
BERLIN INTERESTS IN ITU SUBJECT TO RESERVE ALLIED
RIGHTS; (B) THIS APPROVAL WAS GIVEN PURSUANT TO
ESTABLISHED PROCEDURES; (C) QA EXPLICITLY CONFIRMED THESE
ESTABLISHED PROCEDURES; AND (D) ALLIES CONSIDER FRG
REPRESENTATION OF BERLIN INTERESTS AT CONFERENCE
CONSISTENT WITH QA. IF NECESSARY, BRITISH AND FRENCH
DELEGATIONS (SUPPORTED BY US TEAM AT CONFERENCE) COULD
SUBMIT FORMAL STATEMENT TO THIS EFFECT.

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5. WE WOULD APPRECIATE SUBMISSION OF DRAFT TRIPARTITE
MANDATE TO DEPARTMENT AND USBER FOR FINAL REVIEW. INGERSOLL

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